

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No: _____

Dean D. Chisholm
Chisholm & Chisholm, P.C.
Attorneys For Appellant Pamela Bisson
516 First Avenue West
P.O. Box 2034
Columbia Falls, MT 59912
Phone: (406) 892-4356
Facsimile: (406) 892-4901
E-mail: dean@chisholmlawfirm.com

FAX - FILED

DEC 23 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

In The Matter Of The Estate Of ROBERT CHARLES BOTHAMLEY, <i>Deceased.</i>	<u>NOTICE OF APPEAL</u>
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NOTICE is given that Pamela Bisson, the Appellant above-named and who is the Petitioner in that cause of action filed in the Nineteenth Judicial District, in and for the County of Lincoln, as Cause No. DP-07-46, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 23rd day of November 2009.

THE APPELLANT FURTHER CERTIFIES:

1. That this appeal is subject to the mediation process required by M. R. App. P. 7. If subject to mediation, the money judgment being sought is not less than \$5,000.

2. That this appeal is not an appeal from an order certified as final under M. R. Civ. P. 54(b). If this is such an appeal, a true copy of the District Court's certification order is attached hereto as Exhibit "A."

3. That the notice required by M. R. App. P. 27 has been or will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature.


4. That all available transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this notice of appeal. If all available transcripts have not been ordered, that Appellant has complied with the provisions of M. R. App. P. 8(3) contemporaneously with the filing of this notice of appeal.

5. That the filing fee prescribed by statute shall be received within 5 business days of this facsimile filing.

Dated this 23rd day of December 2009.

CHISHOLM & CHISHOLM, P.C.

By:


Dean D. Chisholm
Attorneys for Appellant
Pamela Bisson

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CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of the District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court action, as follows:

Peg L. Alison,
Clerk of District Court
FLATHEAD COUNTY JUSTICE CENTER
800 South Main
Kalispell, MT 59901

Scott G. Hilderman, Esq.
JOHNSON, BERG, MCEVOY
& BOSTOCK, PLLP
P.O. Box 3038
Kalispell, MT 59903-3038
Attorneys for Cynthia Zimmerman

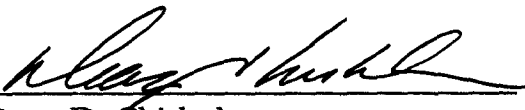
Paul A. Shae, Esq.
GEORGE BEST LAW OFFICE
P.O. Box 278
Kalispell, MT 59903
Attorneys for Carolyn Norstebon

Karl K. Rudbach, Esq.
KAUFMAN, VIDAL, HILEMAN
& RAMLOW, P.C.
P.O. Box 728
Kalispell, MT 59903-0728
Attorneys for Carol Alexander

Dated this 23 day of December 2009.

CHISHOLM & CHISHOLM, P.C.

By:


Dean D. Chisholm
516 First Avenue West
P.O. Box 2034
Columbia Falls, MT 59912